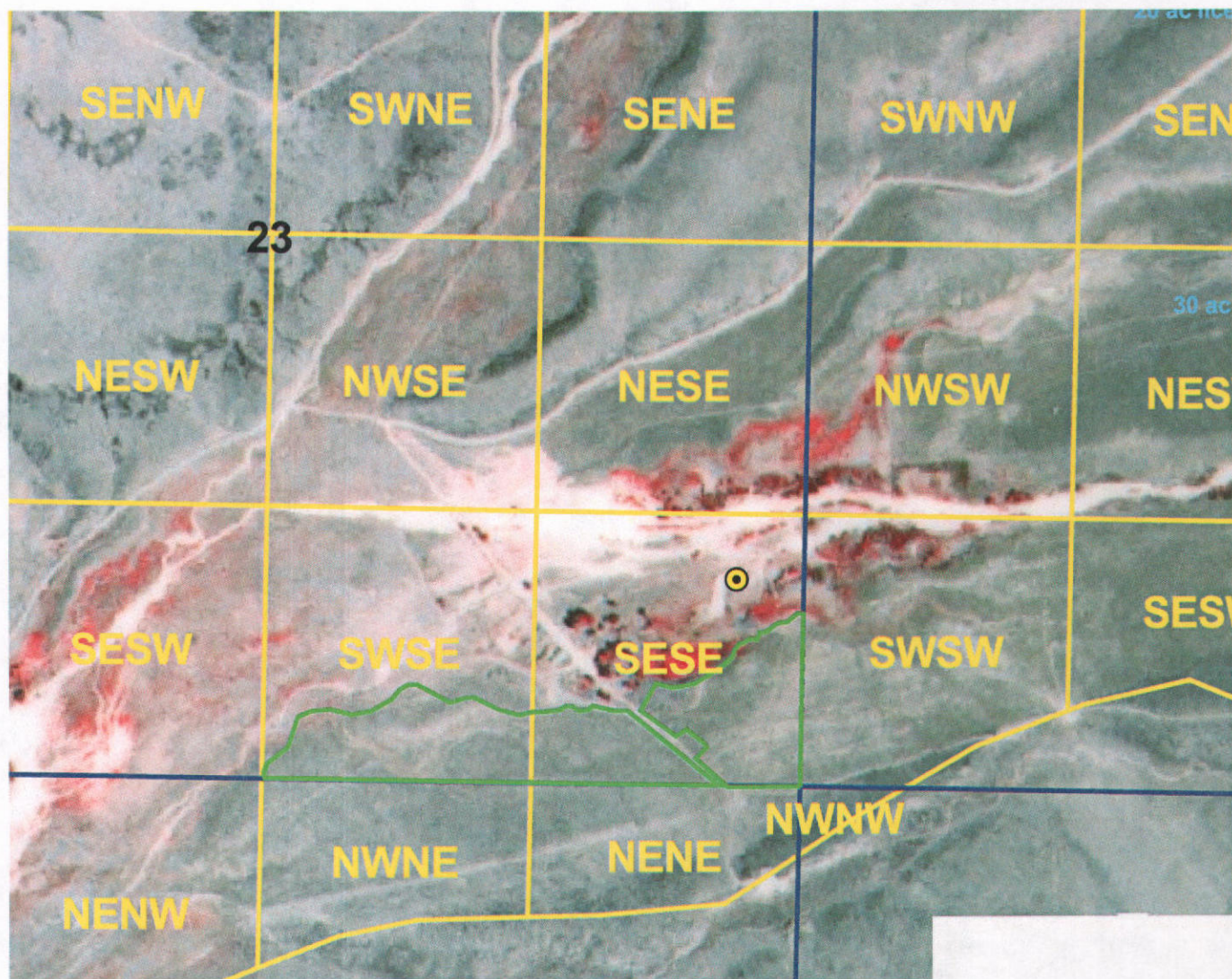


State of Idaho
Idaho Department of Water Resources
Western Region

T1N R4E SECTION 23
Water Right (s): 63-2690



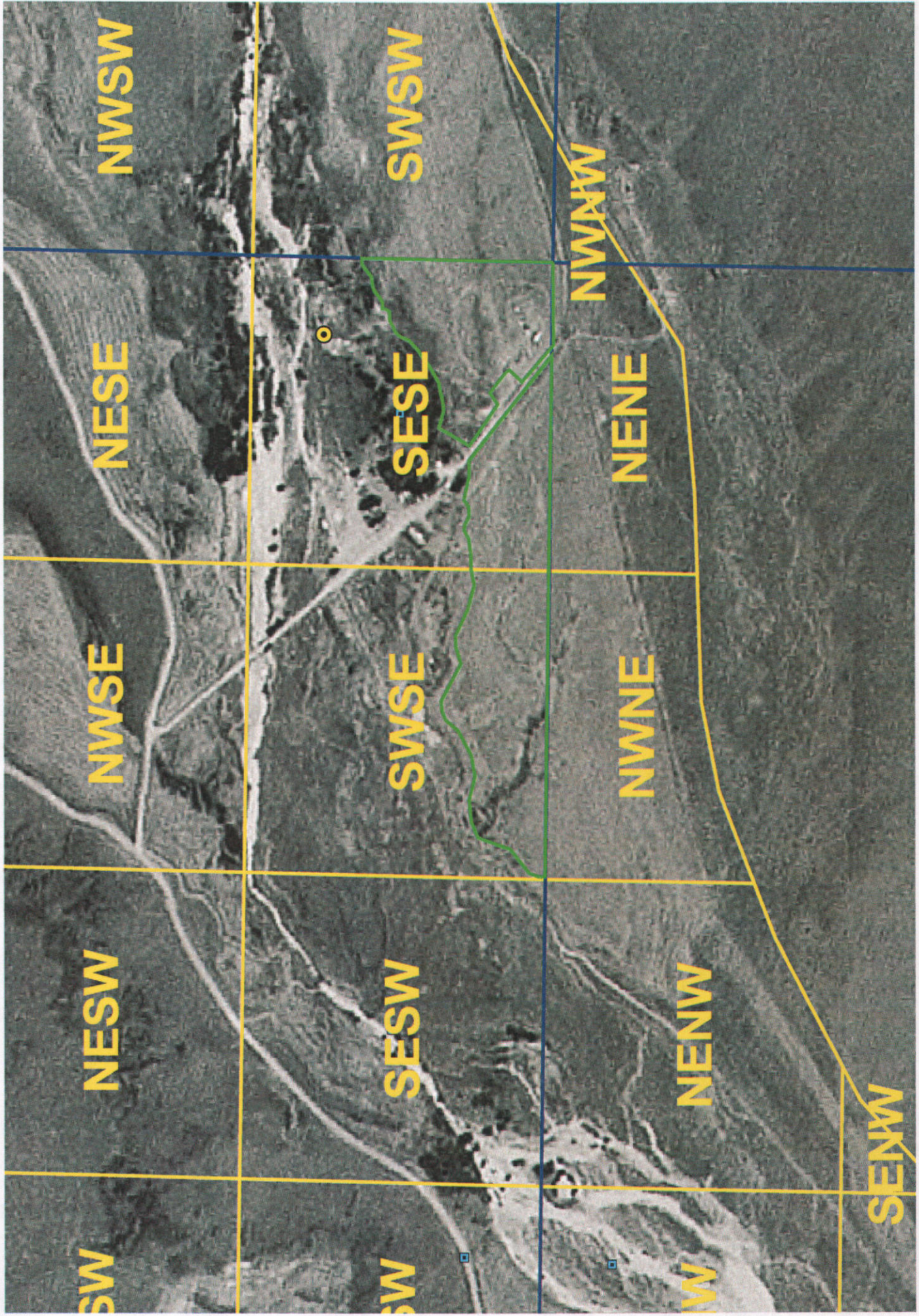
1320 0 1320 Feet

TOTAL IRRIGATED ACRES = 25

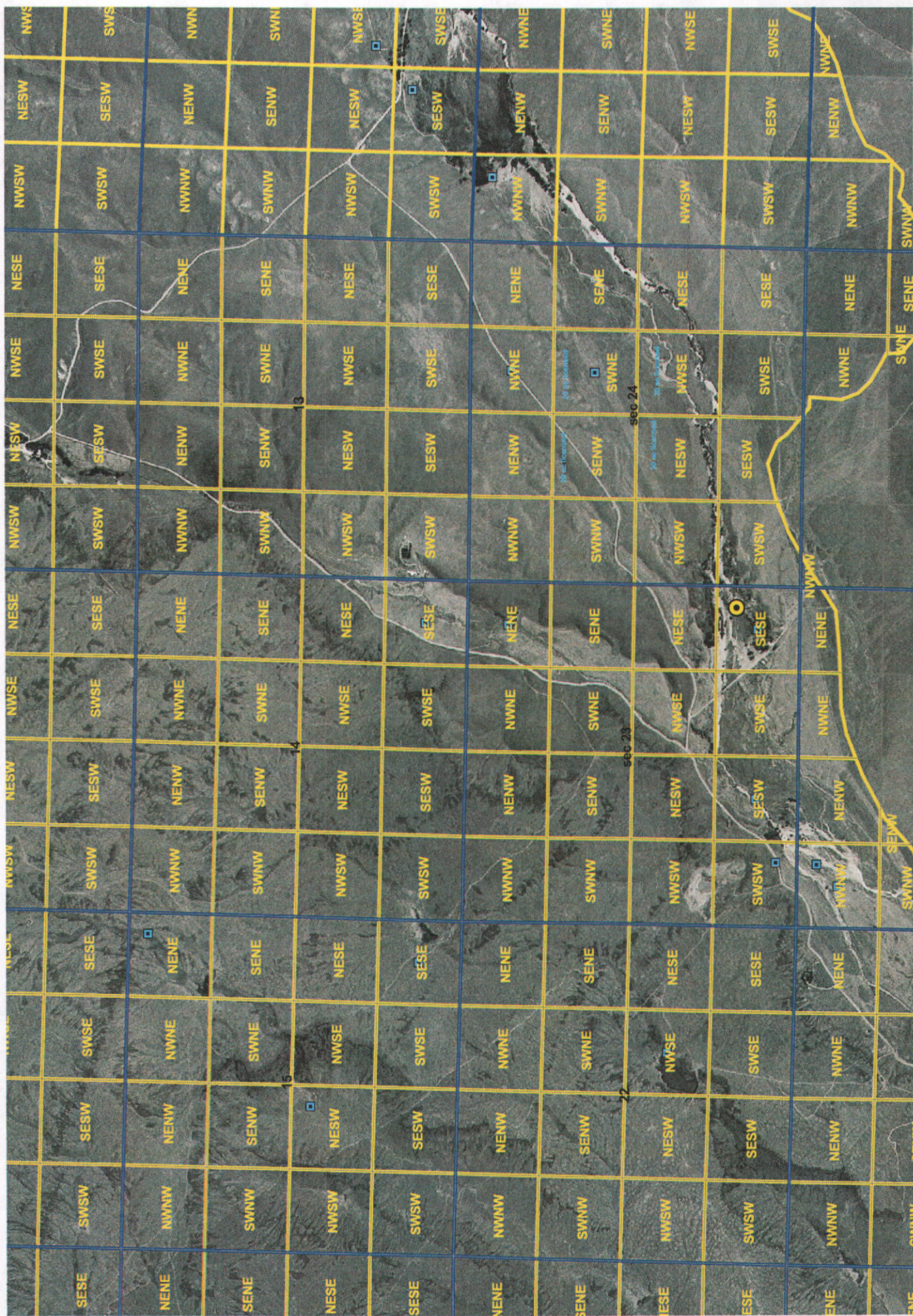


- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

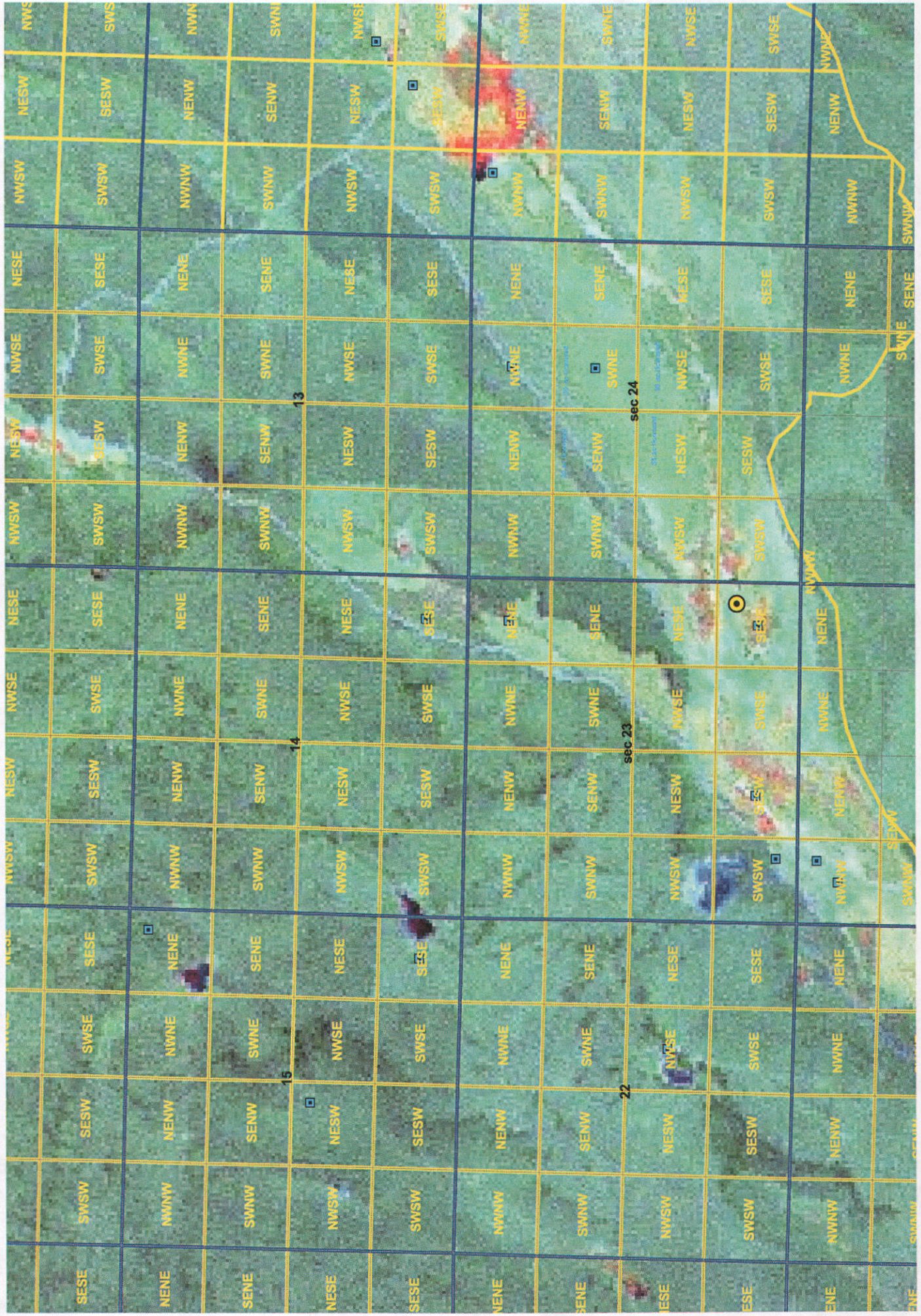
GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: August 2006



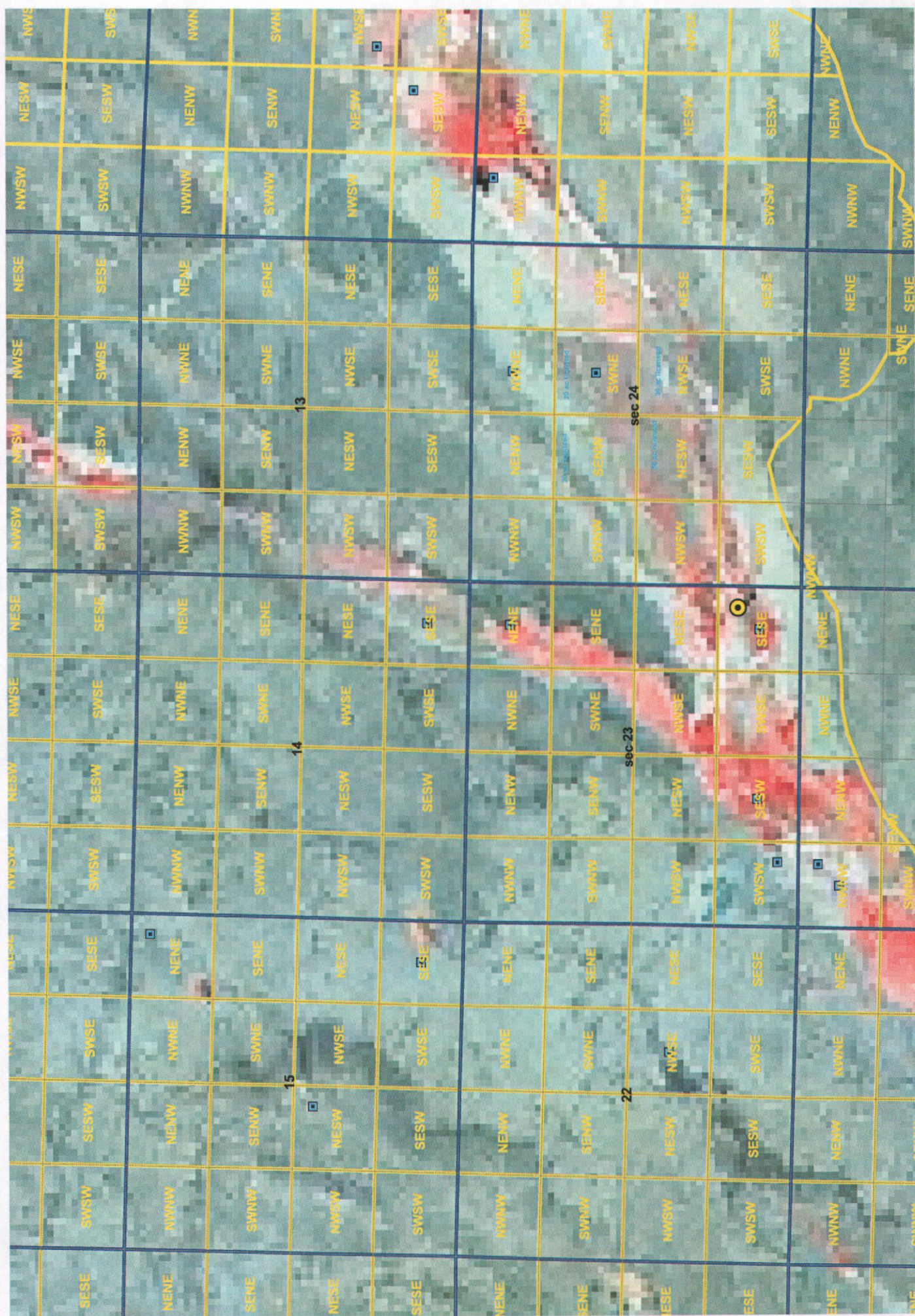
ARK PROPERTIES CLAIM 63-2690.
2002 LANDSAT PHOTO. POU ESTIMATED BASED ON AERIALS. NO MAP PROVIDED BY CLAIMANT.



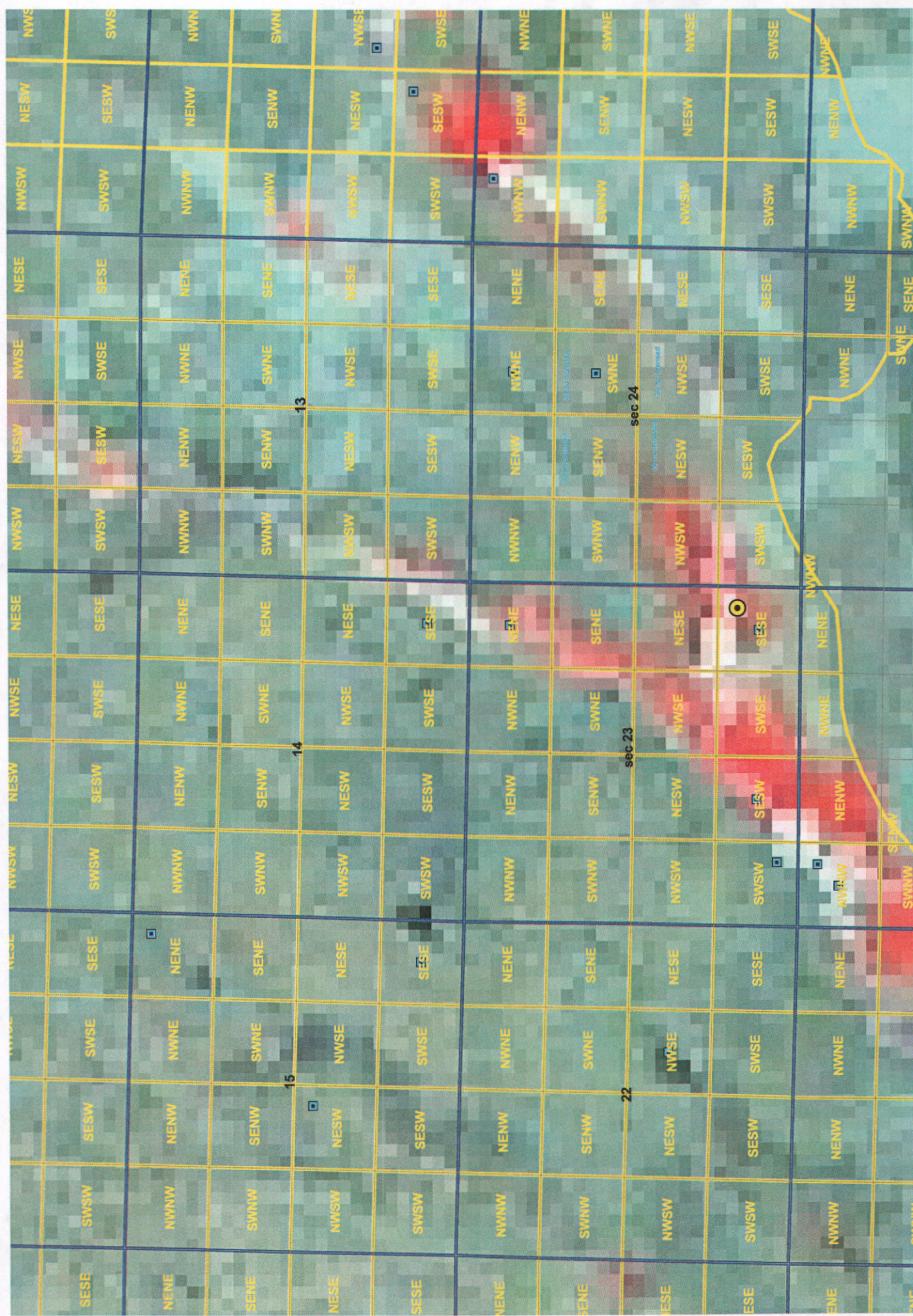
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2002 LANDSAT PHOTO.



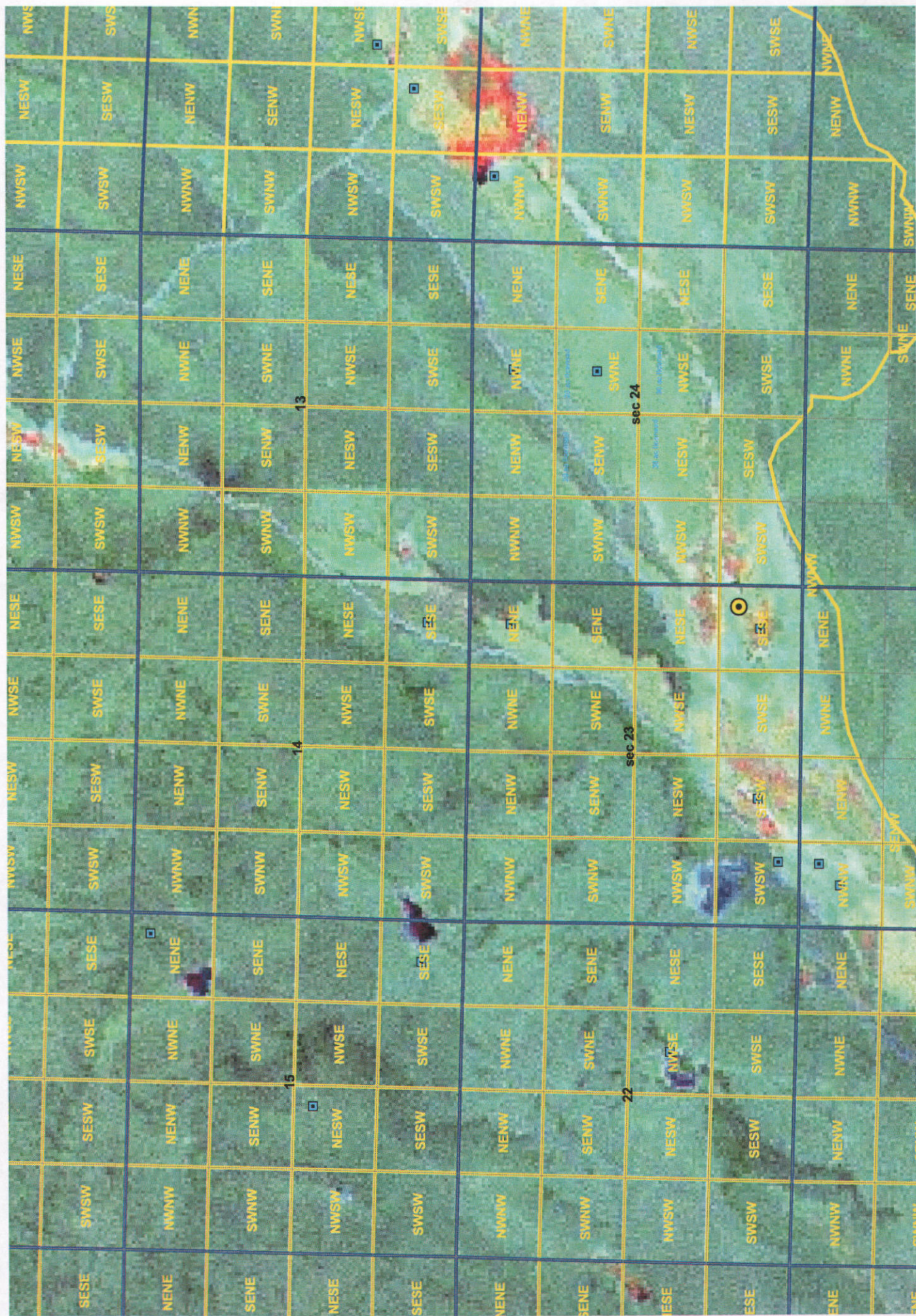
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2001 LANDSAT PHOTO.



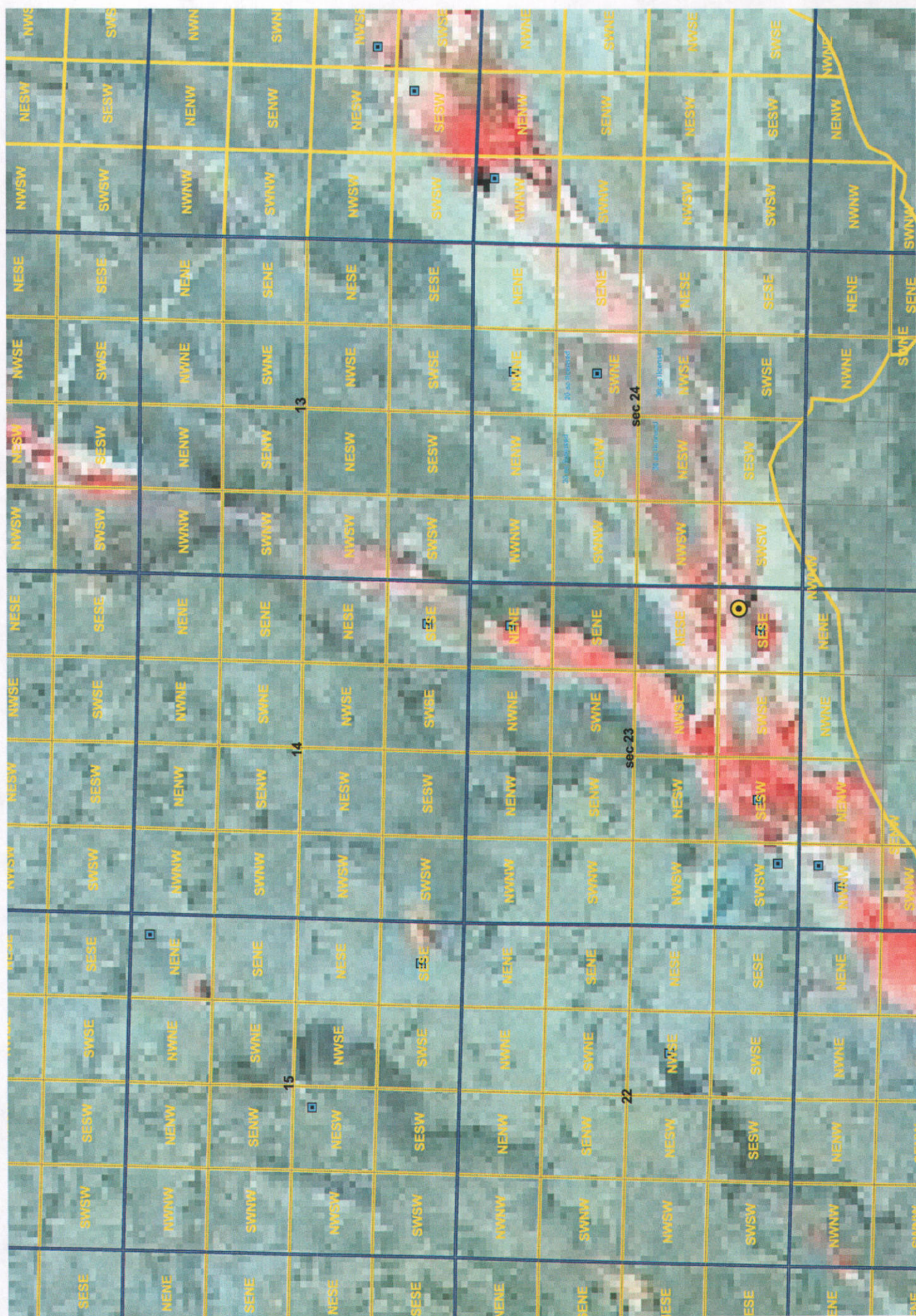
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2000 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 1984 LANDSAT PHOTO.



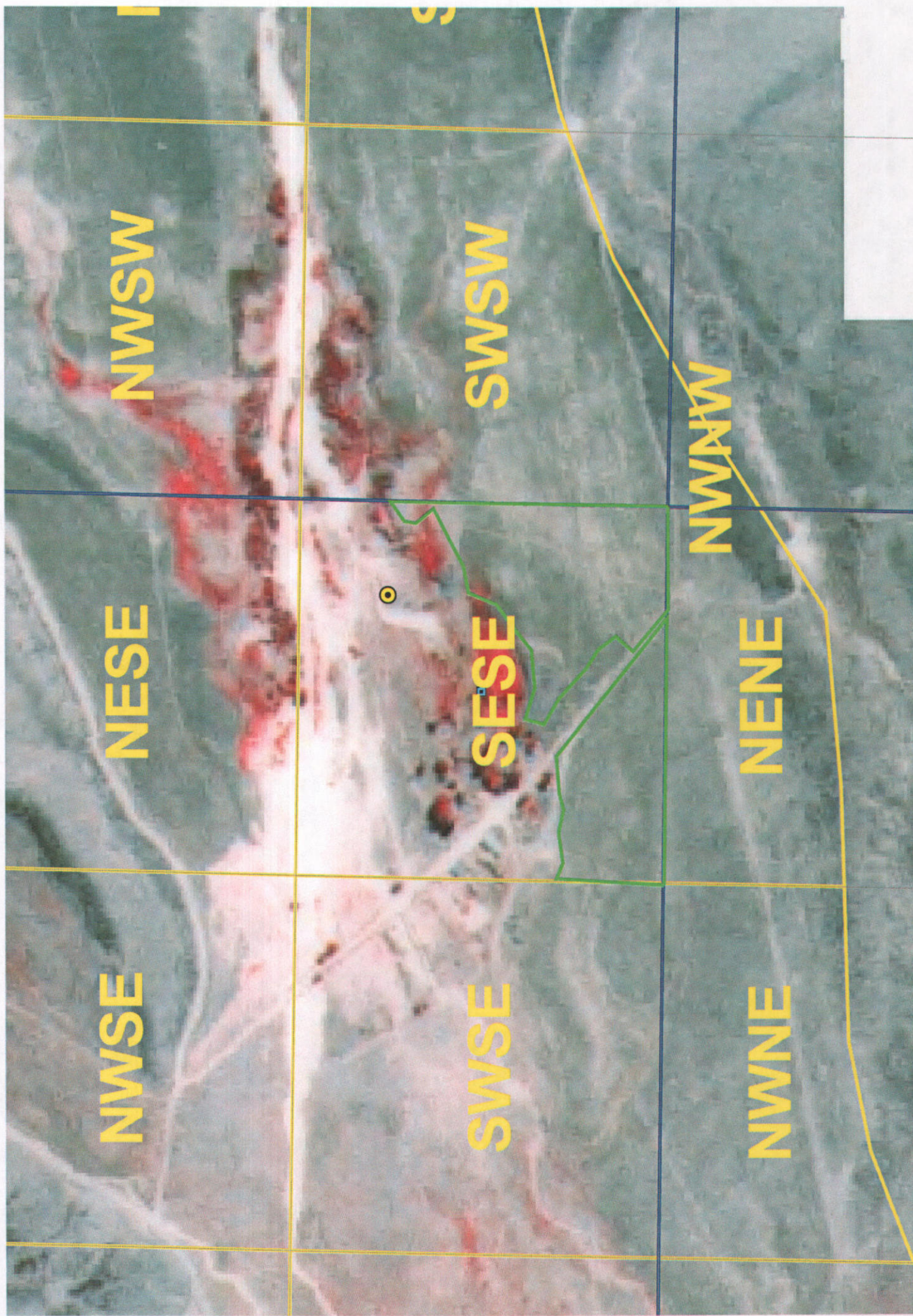
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2001 LANDSAT PHOTO.



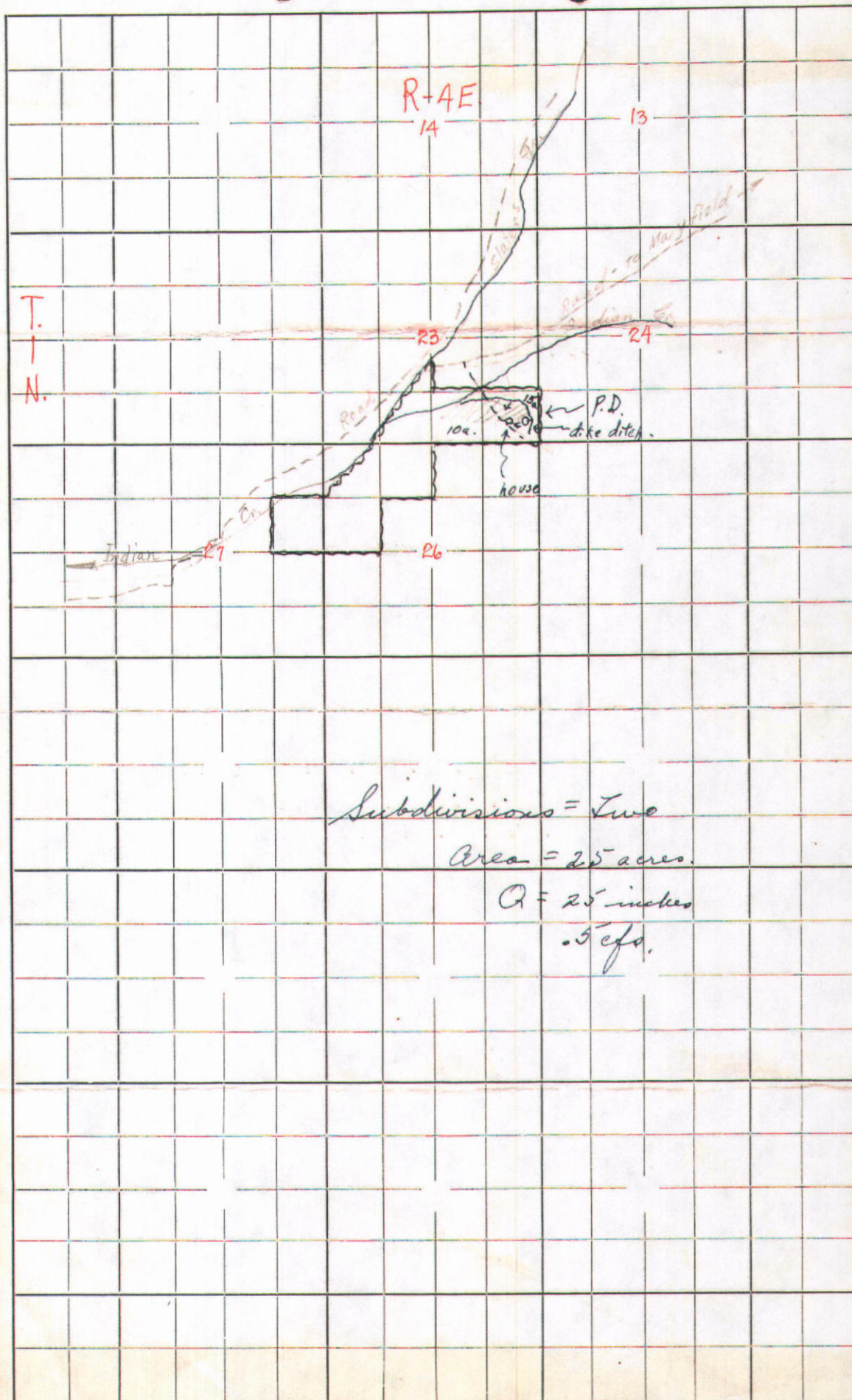
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2000 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 1984 LANDSAT PHOTO.



63-2690 - LICENSED IN 1948. 1987 NAPP. GREEN IS POU? - NO MAP INCLUDED WITH CLAIM.



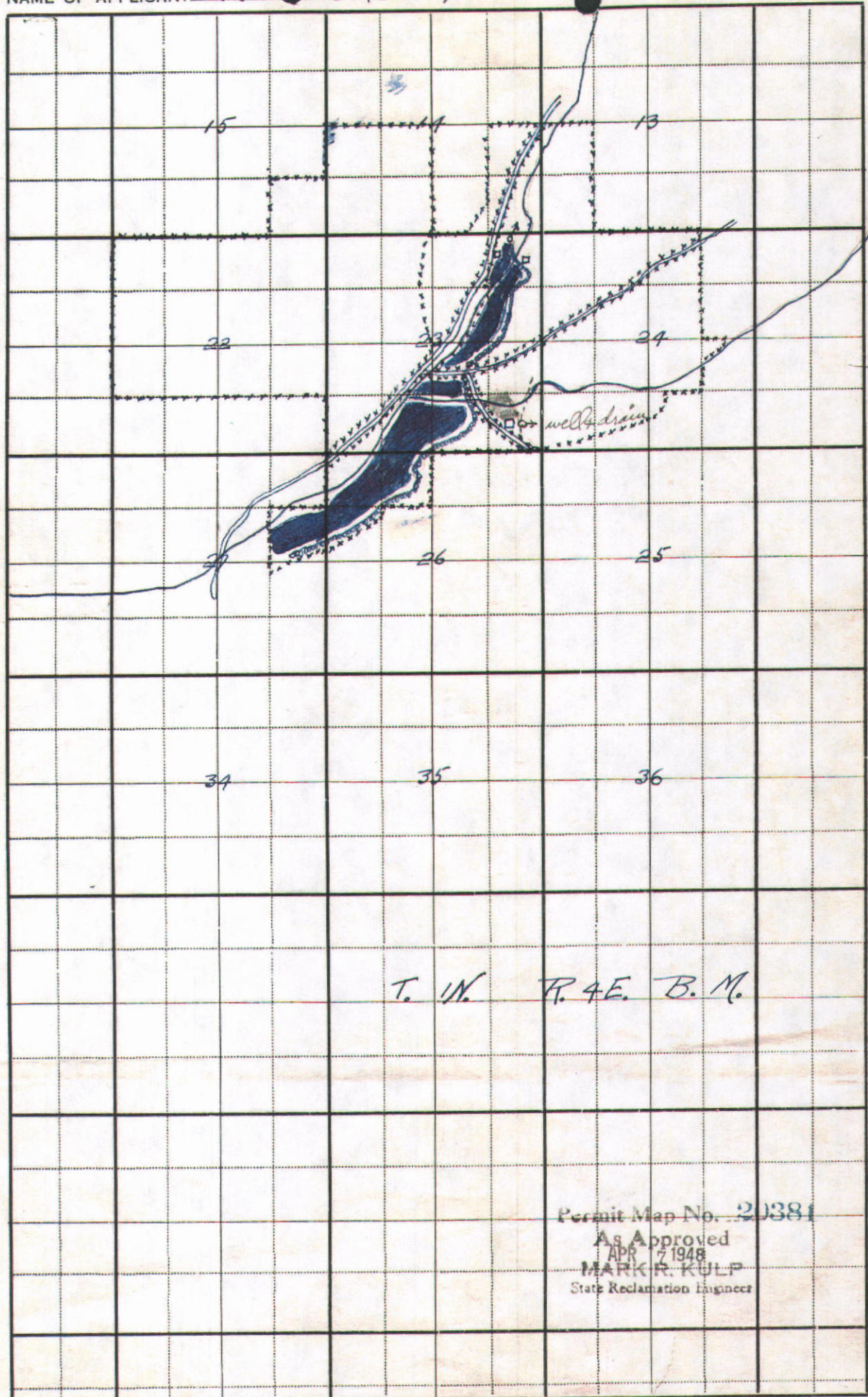
Subdivisions = Two

Area = 25 acres.

Q = 25 inches
 .5 cfs.

NAME OF APPLICANT J. M. O. Beck

FORM No. 0



Permit Map No. 20381
As Approved
APR 7 1948
MARK R. KULP
State Reclamation Engineer

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-2690
Date Received: 6/29/2006
Receipt No: W034395
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARK PROPERTIES LLC Phone: (208)366-7931
11204 N BAR 21 DR
GLENN'S FERRY ID USA 83623-5033

2. Date of Priority: 05/04/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	04E	23	SE SE	ELMORE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.5	
DOMESTIC	01/01	12/31		

7. Total Quantity Appropriated is:
0.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	04E	23	SW	SE	IRRIGATION	10
			SE	SE	IRRIGATION	15
					Section Acres	25
					Total Acres	25

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: 63-2690

Date Received:

Receipt No: W034395

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ARC PROPERTIES LLC
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

Phone: (208) 366-7931

RECEIVED

JUN 29 2006

WATER RESOURCES
WESTERN REGION

2. Date of Priority: May 4, 1948

3. Source: Ground Water

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
1N	4E	23	SE SE	Elmore	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	3/15	11/15	0.50	
Domestic	1/1	12/31		

7. Total Quantity Appropriated is:

0.50 cfs

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	4E	23															10	15	25

Total number of acres irrigated 25

11. Place of use in counties: **Elmore**

12. Do you own the property listed above as place of use? **Yes**

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Manager of _____
Title

ARK PROPERTIES LLC, that I have signed the foregoing
Organization

document in the space below as Manager of _____
Title

ARK PROPERTIES LLC and that the statements contained in the
Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Manager - ARK Properties LLC
Title and Organization

6/27/06
Date

State of Idaho)
) SS.

County of ELMORE)

Subscribed and sworn (or affirmed) before me this 28

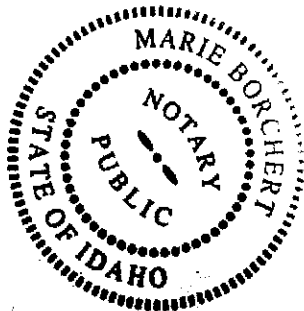
of JUNE 2006

Marie Borchert

Notary Public

Residing at _____

My commission Expires _____ Residing at Mountain Home, Idaho
My Commission Expires 05-18-11



06/27/2006

3

IN THE DISTRICT COURT OF FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 63-02690
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: John McCallum /Ark Properties LLC

Address: 11204 N. Bar 21 Drive

Glenns Ferry, ID 83623-5033

Daytime Phone: (208) 366-7931

Name & Address of Attorney, if any:

Bruce M. Smith

Moore Smith Buxton & Turcke Chtd

950 W. Bannock Street, Suite 520

Boise, ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Ark Properties LLC

Address: 11204 N. Bar 21 Drive

Glenns Ferry, ID 83623-5033

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
☐ This water right Should not exist.
☐ This water right was not recommended, but Should be recommended with
The elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** _____ Water Right should be
recommended as claimed

F.

VERIFICATION (must be completed)

State of Idaho)
County of Ada) ss.

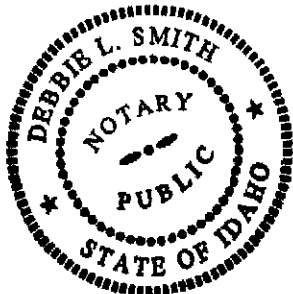
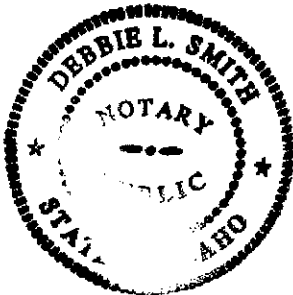
Bruce M. Smith, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 19, 2007



Debbie L. Smith
Notary Public for Idaho
Residing at: Boise, ID
My Commission Expires: 6/8/2013

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 19, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: John McCallum / Ark Properties
Address: 11204 N. Bar 21 Drive
Glenns Ferry, ID 83623

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W. Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

09/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2690

NAME AND ADDRESS: ARK PROPERTIES LLC
11204 N BAR 21 DR
GLENN'S FERRY ID 83623-5033

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS
100.000 AFY

PRIORITY DATE: 05/04/1948

POINT OF DIVERSION:

T01N R04E S23 SESE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.500 CFS 100.00 AFY

PLACE OF USE: IRRIGATION Within ELMORE County

T01N R04E S23 SWSE 10.00 T01N R04E S23 SESE 15.00

DOMESTIC same as IRRIGATION

25 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Forfeited/abandoned due to non-use from 1979 to 1987.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Forfeited/abandoned: This is included for a claim based on a decree or license that is proposed to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

Music, Vicky

From: Bruce M. Smith [BMS@msbtlaw.com]
Sent: Friday, September 01, 2006 3:06 PM
To: Music, Vicky
Cc: Scott King (E-mail)
Subject: RE: ARK Properties claims

Thanks for the reminder Vicky—On 3616 and 3617, I found out the numbers are 600-900 depending on the type of cattle they have—cow/calf or yearlings. I suspect using the higher number would be better for my client in that it is still below the additional information number. On the other info, I have my request for info in but have not heard back. I will follow up to see where they are in terms of gathering the data. Thanks Bruce

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Friday, September 01, 2006 3:00 PM
To: Bruce M. Smith
Cc: Scott King (E-mail)
Subject: RE: ARK Properties claims

Bruce and Scott -

It has been nearly 2 weeks since your 8/20/2006 e-mail, Bruce, in which you stated you needed a couple more days to provide the information I requested. I have an in-house deadline to have all of my recommendation prepared for the Preliminary Directors' Report. That deadline is 9/22/2006, and if I do not have all of the information I need regarding the Ark Properties claims at least a week before that, I will disallow them. The Notice of Error procedure will hopefully provide the time you need to gather the info.

Vicky Music

-----Original Message-----

From: Bruce M. Smith [mailto:BMS@msbtlaw.com]
Sent: Sunday, August 20, 2006 1:44 PM
To: Music, Vicky; Scott King (E-mail); Bruce M. Smith
Subject: RE: ARK Properties claims

Vicky—Scott and I are trying to get this to you by tomorrow but a couple extra days would help us if that's ok. We're doing as much as we can to get the info. Some of it may not be available at this time. Bruce

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Wednesday, August 02, 2006 11:07 AM
To: Scott King (E-mail); Bruce M. Smith
Subject: ARK Properties claims

Good morning Bruce and Scott -

I have begun my review of 63-2100, 63-2143, 63-2654, 63-3616, 63-3617, and 63-2690. These are all for licenses with priority dates ranging from 1909 to 1948. I need additional information before I can recommend these claims. For instance, item 5 "Description of diverting works" of the irrigation claims were incomplete. Also, none of the claims included maps of the places of use and points of diversion. Given that these licenses range from 58 to 97 years old and that the maps in the licenses files are not sufficiently detailed to allow

deadline to have all of my recommendation prepared for the Preliminary Directors' Report. That deadline is 9/22/2006, and if I do not have all of the information I need regarding the Ark Properties claims at least a week before that, I will disallow them. The Notice of Error procedure will hopefully provide the time you need to gather the info.

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Vicky-Scott and I are trying to get this to you by tomorrow but a couple extra days would help us if that's ok. We're doing as much as we can to get the info. Some of it may not be available at this time. Bruce

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Subject: ARK Properties claims

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63-2100

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 15 acres claimed and point of diversion

63-2143

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 15 acres claimed and location of points of diversion
- 4 - a 5th point of diversion was claimed. When was this pod added?

63-2654

- 1- narrative description or map of diversion and delivery works
- 2 - pou map of 100 acres claimed and location of point of diversion
- 3 - the claim indicates that an accomplished transfer in place of use occurred. I need a description and date of this claimed change.

63-2690

Music, Vicky

From: Bruce M. Smith [BMS@msbtlaw.com]
Sent: Thursday, August 03, 2006 3:38 PM
To: Music, Vicky; Scott King (E-mail)
Cc: Bruce M. Smith
Subject: RE: ARK Properties claims

Scott—Please give me a call and we'll work through getting this info for Vicky. Bruce

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Wednesday, August 02, 2006 11:07 AM
To: Scott King (E-mail); Bruce M. Smith
Subject: ARK Properties claims

Good morning Bruce and Scott -

I have begun my review of 63-2100, 63-2143, 63-2654, 63-3616, 63-3617, and 63-2690. These are all for licenses with priority dates ranging from 1909 to 1948. I need additional information before I can recommend these claims. For instance, item 5 "Description of diverting works" of the irrigation claims were incomplete. Also, none of the claims included maps of the places of use and points of diversion. Given that these licenses range from 58 to 97 years old and that the maps in the licenses files are not sufficiently detailed to allow me to determine specific acres irrigated, I need maps of the claimed irrigated acres and the points of diversion. I have listed the information specifically needed for each claim below.

63-2100

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 15 acres claimed and point of diversion

63-2143

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 15 acres claimed and location of points of diversion
- 4 - a 5th point of diversion was claimed. When was this pod added?

63-2654

- 1- narrative description or map of diversion and delivery works
- 2 - pou map of 100 acres claimed and location of point of diversion
- 3 - the claim indicates that an accomplished transfer in place of use occurred. I need a description and date of this claimed change.

63-2690

- 1- narrative description or map of diversion and delivery works
- 2 - description of domestic use
- 3 - pou map of 25 acres claimed and location of point of diversion

63-3616

- 1- narrative description or map of diversion and delivery works - same earthen dam as originally

licensed?

2 - number and type of stock

63-3617

1- narrative description or map of diversion and delivery works - same earthen dam as originally licensed?

2 - number and type of stock

The preliminary directors report is tentatively scheduled to go out in about 8 weeks so I need this information by August 21, 2006. Thanks.

Vicky L. Music

Sr. Water Resource Agent

Adjudication Bureau

IDWR/Western Region

2735 Airport Way

Boise, Idaho 83705-5082

(208) 334-2190

8/7/2006



SPF Water Engineering, LLC
water resource consultants

RECEIVED

JUN 29 2006

WATER RESOURCES
WESTERN REGION

June 29, 2006

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Attention: Jan Shurte

Subject: Ark Properties LLC Claims

Dear Jan,

Enclosed on behalf of Ark Properties LLC are six SRBA claims to waters in the Indian Creek area. Please contact Bruce Smith or me with any questions or requests for additional information.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

cc: Bruce Smith
John McCallum / Ark Properties LLC

File: 310.0060

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2690

WATER RIGHT NUMBER: 63-2690

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JAMES O BECK
Current Owner	MAYFIELD STAGE, ID HELEN BECK C/O MAYFIELD STAGES BOISE, ID 83702

Priority Date: 05/04/1948

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.500 CFS	
DOMESTIC	/ to /		
<u>Total Diversion:</u>		0.500 CFS	

Location of Point(s) of DiversionGROUND WATER
ELMORE County

SE1/4SE1/4

Sec. 23, Twp 01N, Rge 04E, B.M.

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
01N 04E 23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	10.0 15.0 25.0

Total Acres: 25

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:

no irr given
on 12/19/87 or 1987 permits

804 c for laked for non use from 1979-1987
p14

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NOS. 63-2100, 63-2143, 63-2654 AND 63-2690
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: BASIS FOR DISALLOWAL
DATE: 9/14/2006
CC:

These claims are for rights licensed anywhere from 58 to 97 years ago. The claims were filed 6/29/2006, 3 months before the Preliminary DR for Basin 63, Part 3, was scheduled to be mailed. I need additional information before I can recommend these.

On August 2, 2006, I sent a detailed email to Bruce Smith, claimant's attorney, and Scott King, claimant's consultant, describing the information I needed for each claim. A copy of the email is in the file. Generally, all of the claims were incomplete and no map of the acres irrigated is attached. The maps in the license files are not detailed enough to determine the place of use and it is reasonable to assume that the diversion and delivery systems have been updated sometime in the 58 – 97 years since these licenses were issued. Also, the licensing exams have evolved to be much more detailed in the last 58-97 years. I reviewed available aerals but they do not indicate as much irrigation as claimed.

After receiving the email, Bruce Smith called me to discuss. He didn't understand why we needed the information given these were licensed rights. I explained to him that we do not just automatically "rubber stamp" or recommend a licensed right in the SRBA. They must go through a review, especially given the age of these licenses. I explained that the claims generated by the consultant did not provide information about the delivery systems or the specific location of the acres claimed as irrigated. The claim forms must be complete, and the standard forms issued by IDWR specifically state that a map, topo or aerial of the POU and POD must be attached.

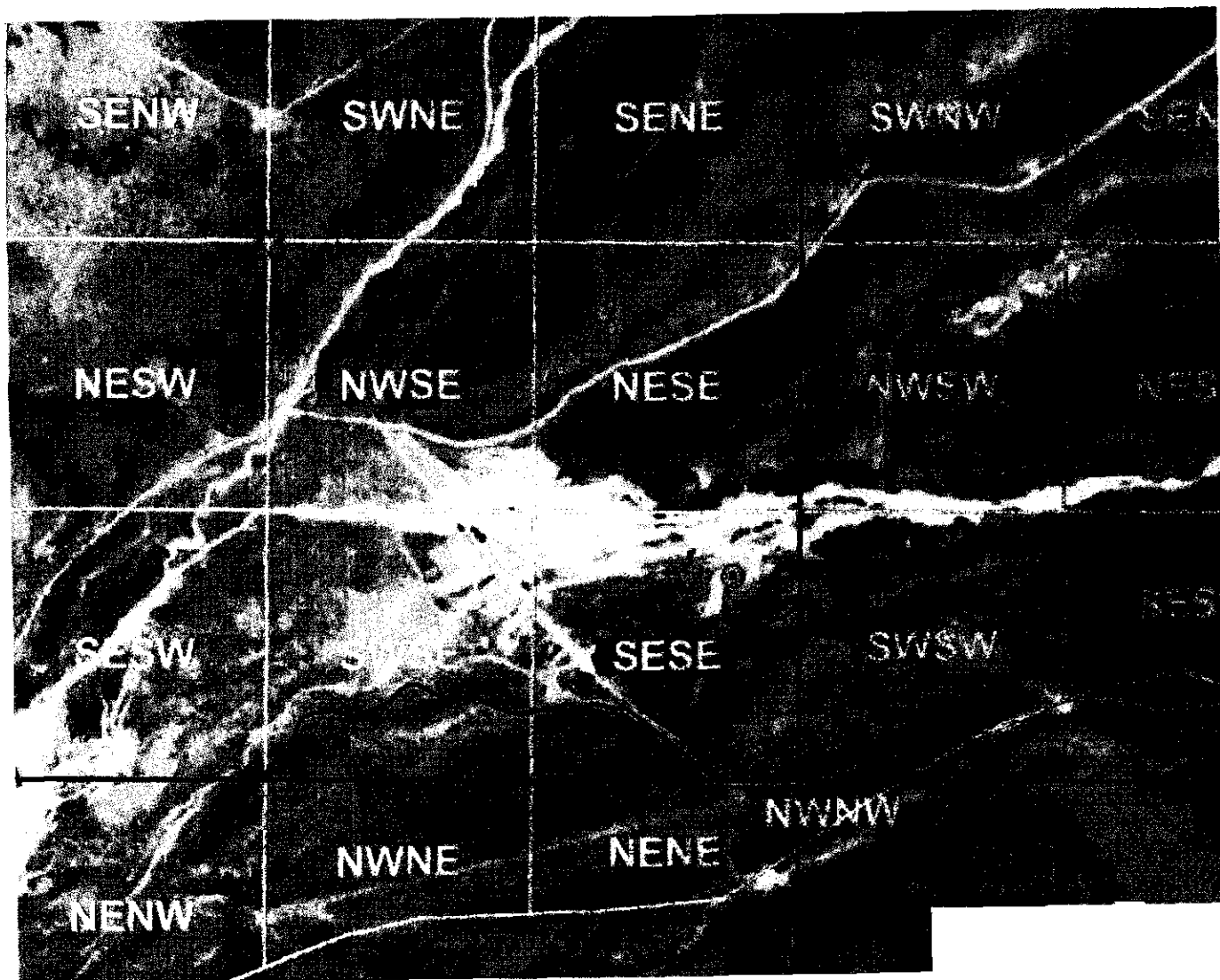
I sent a reminder email to Bruce and Scott on 9/1/06 letting them know about my deadline for recommendations for the Prelim DR. I have not received the requested information by today. Hence, my basis for disallowal is that I cannot conduct a claims review and make a recommendation based on the information in the file.

VLM



State of Idaho
Idaho Department of Water Resources
Western Region

T1N R4E SECTION 23
Water Right (s): 63-2690



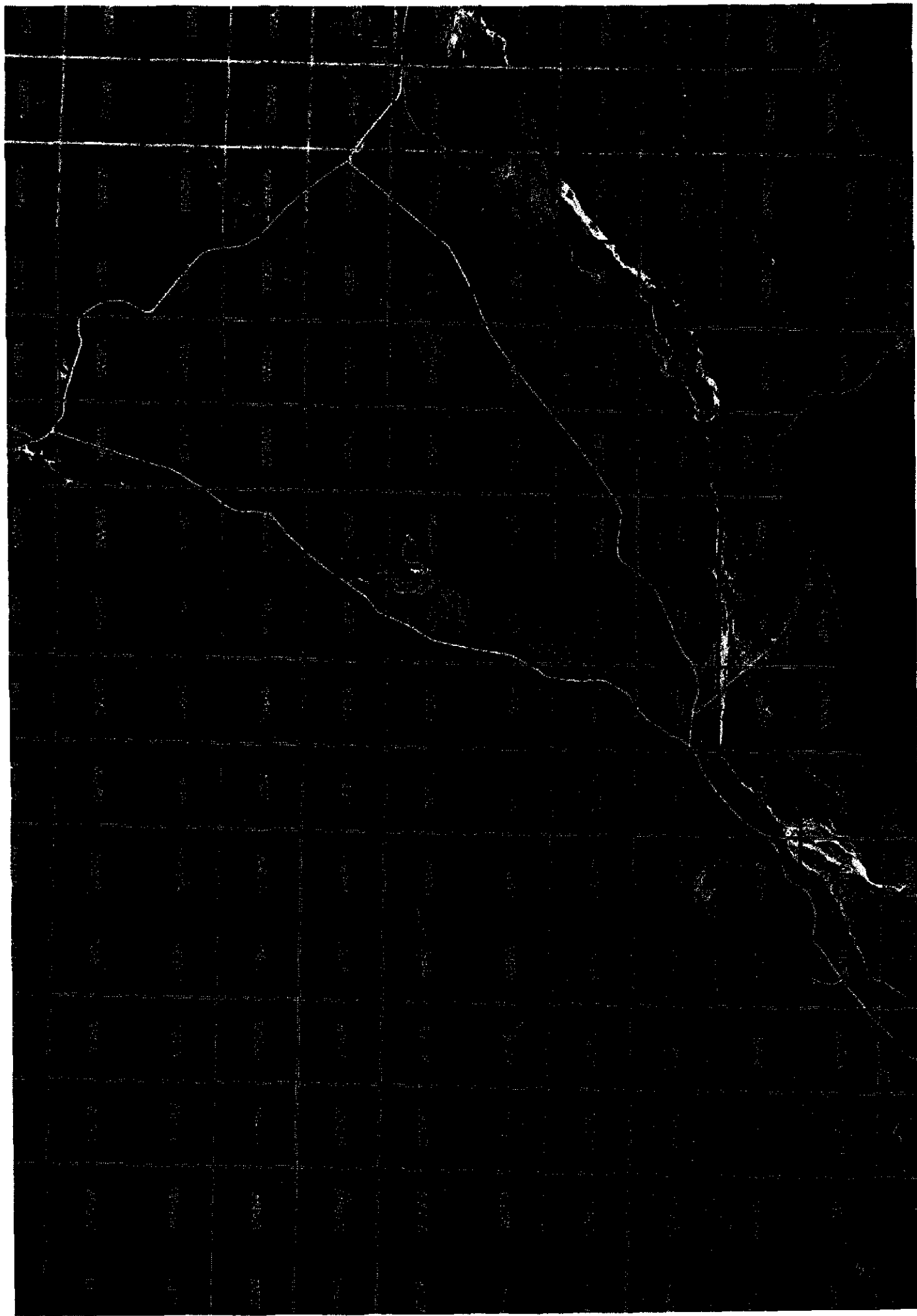
1320 0 1320 Feet

TOTAL IRRIGATED ACRES = 25

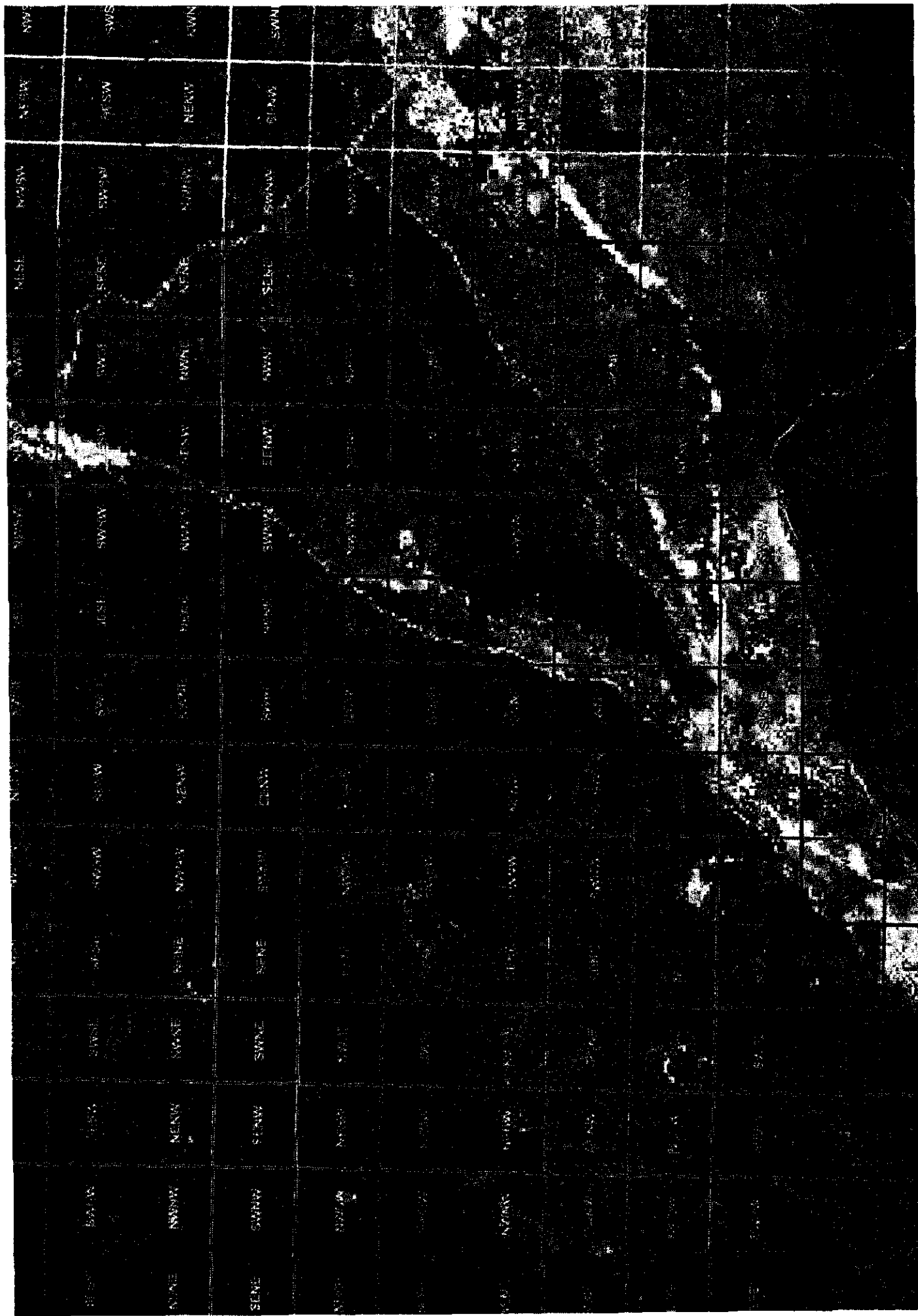


- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: August 2006



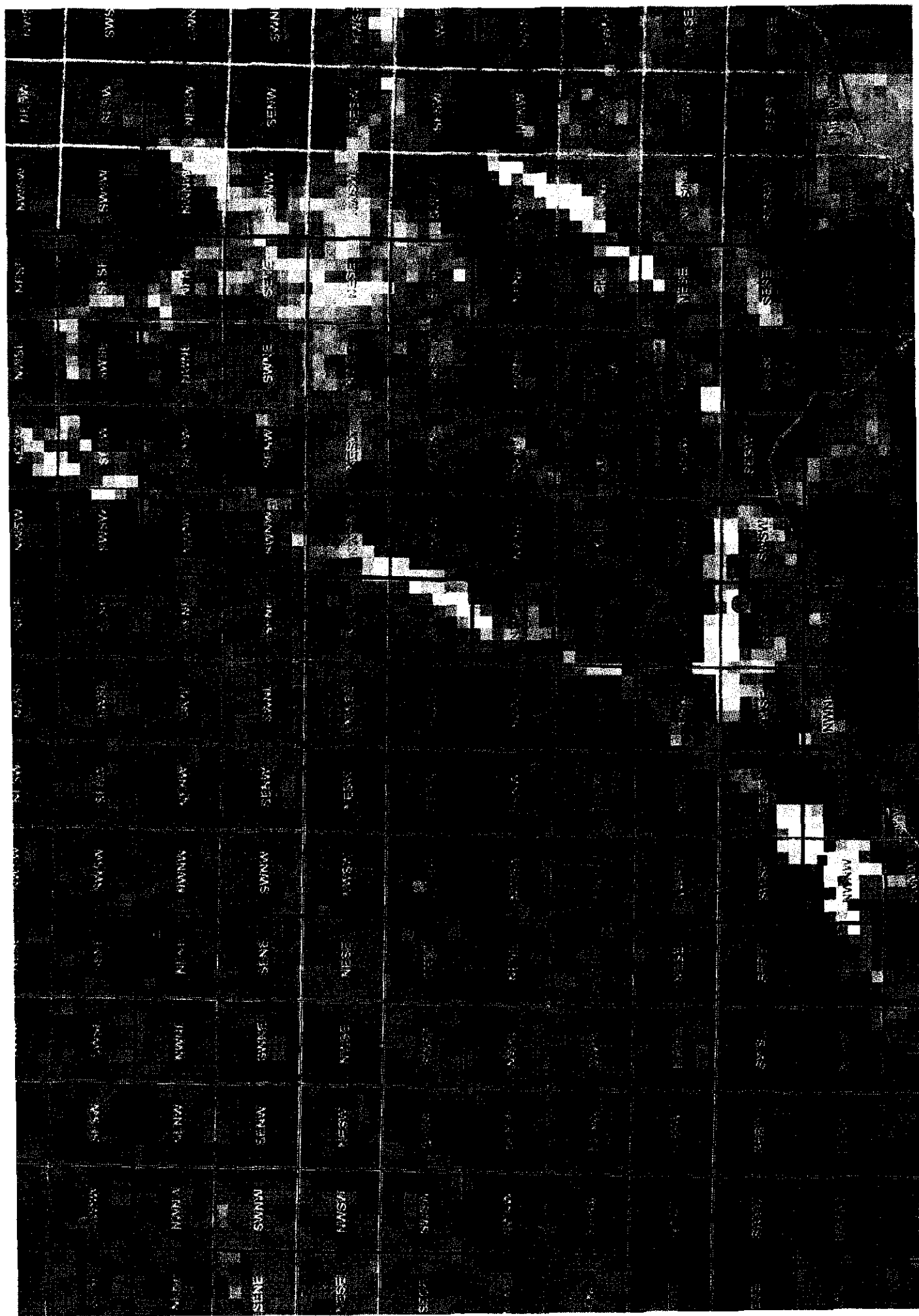
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2002 LANDSAT PHOTO.



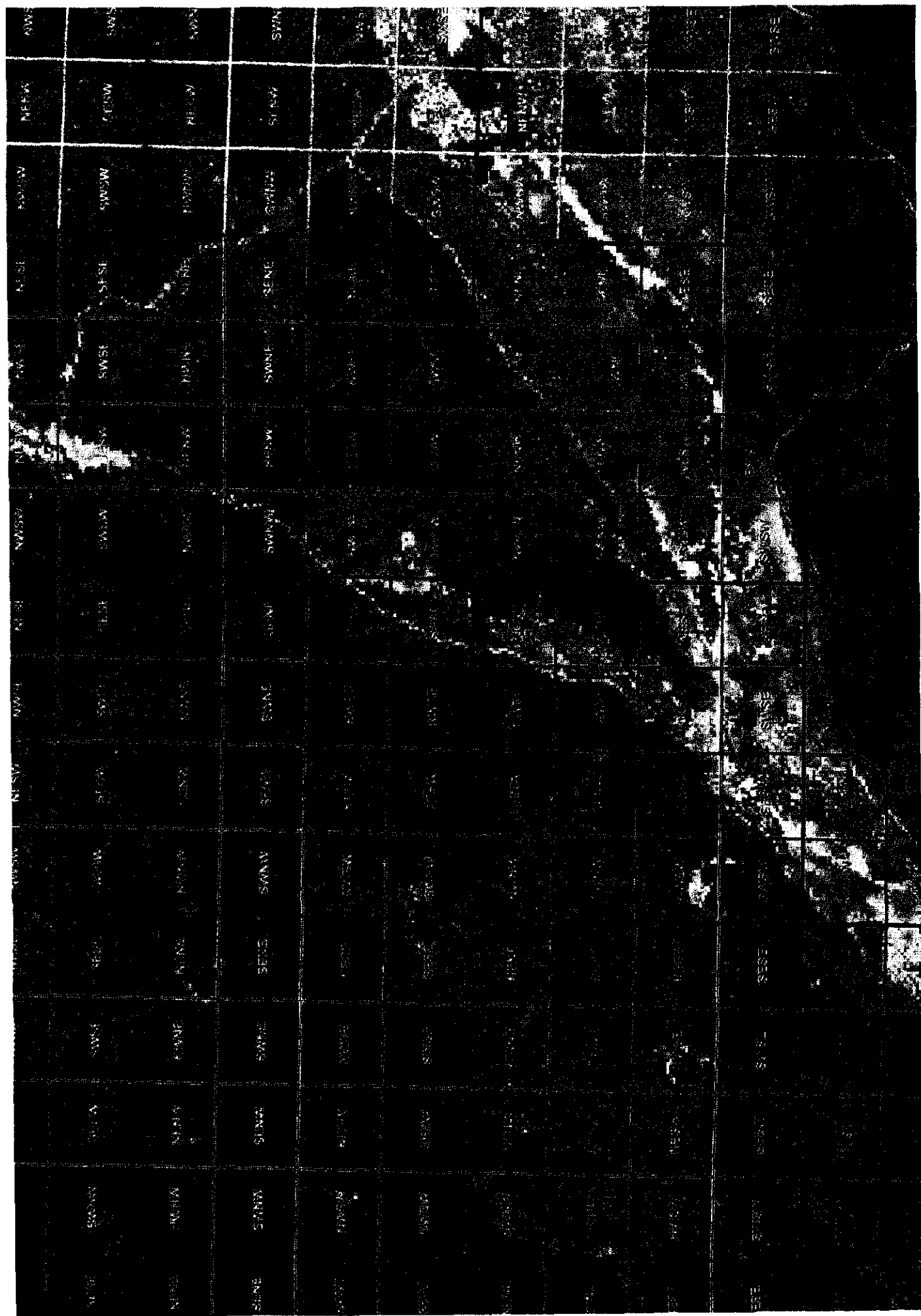
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2001 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2000 LANDSAT PHOTO.



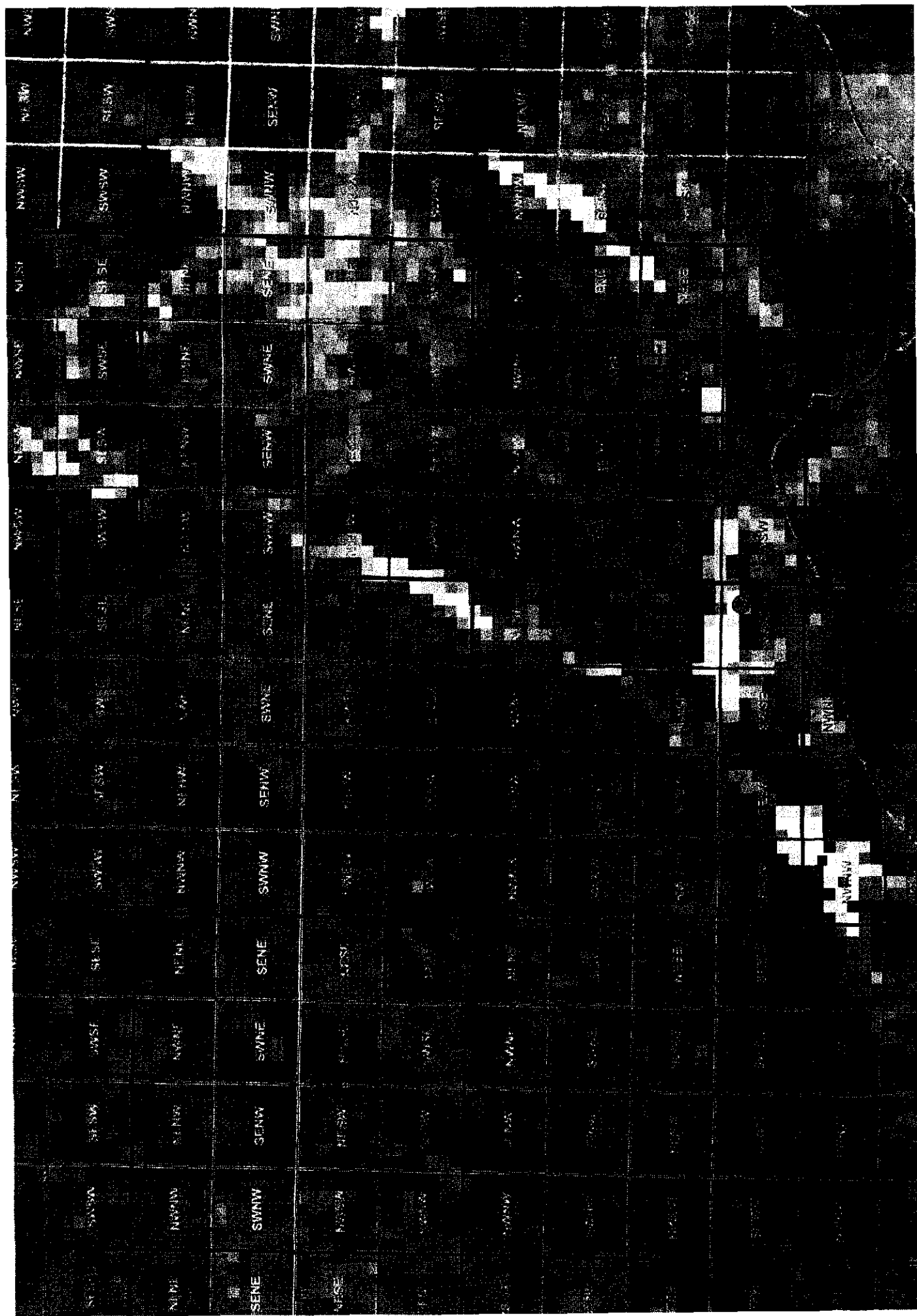
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 1984 LANDSAT PHOTO.



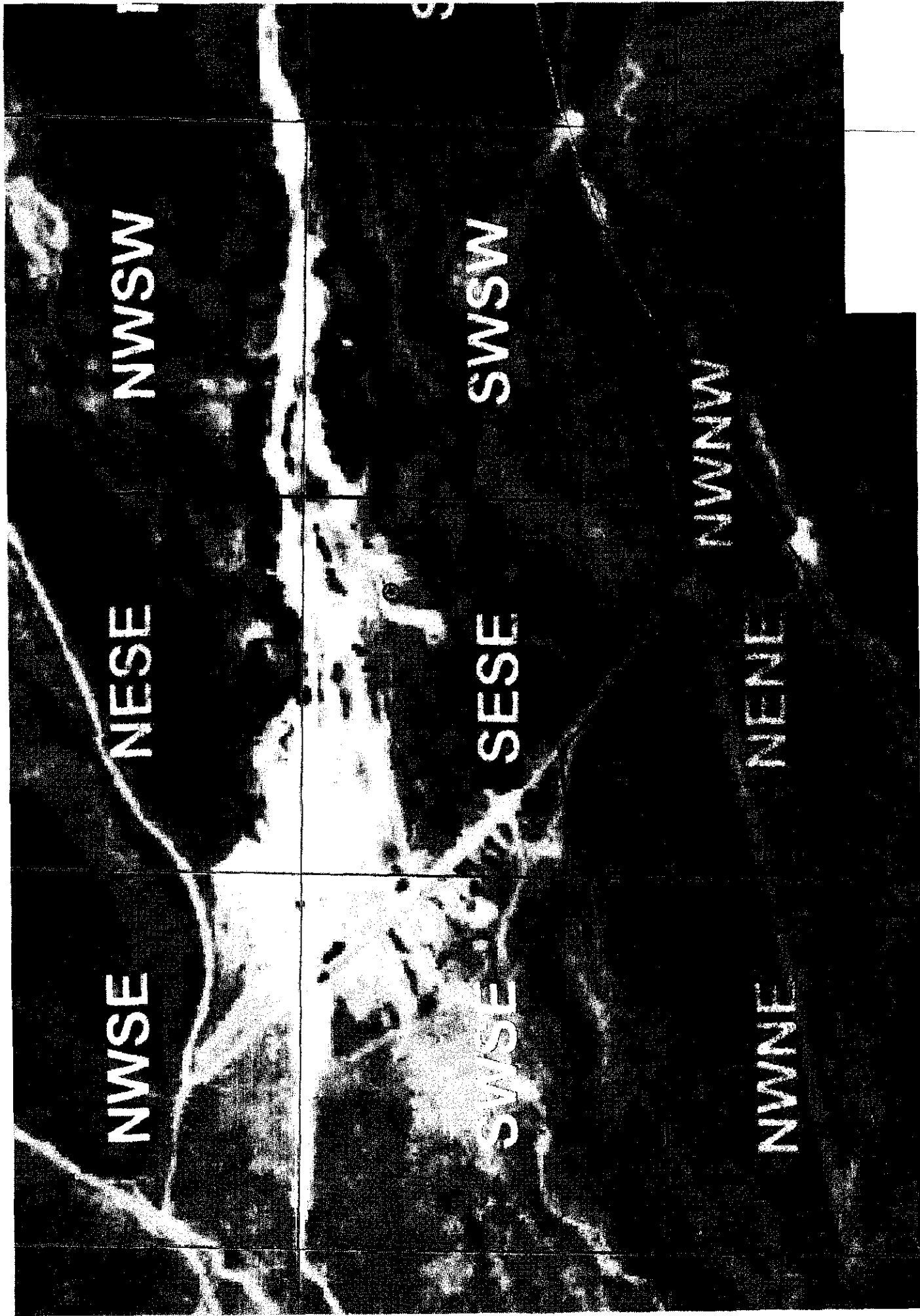
ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2001 LANDSAT PHOTO.

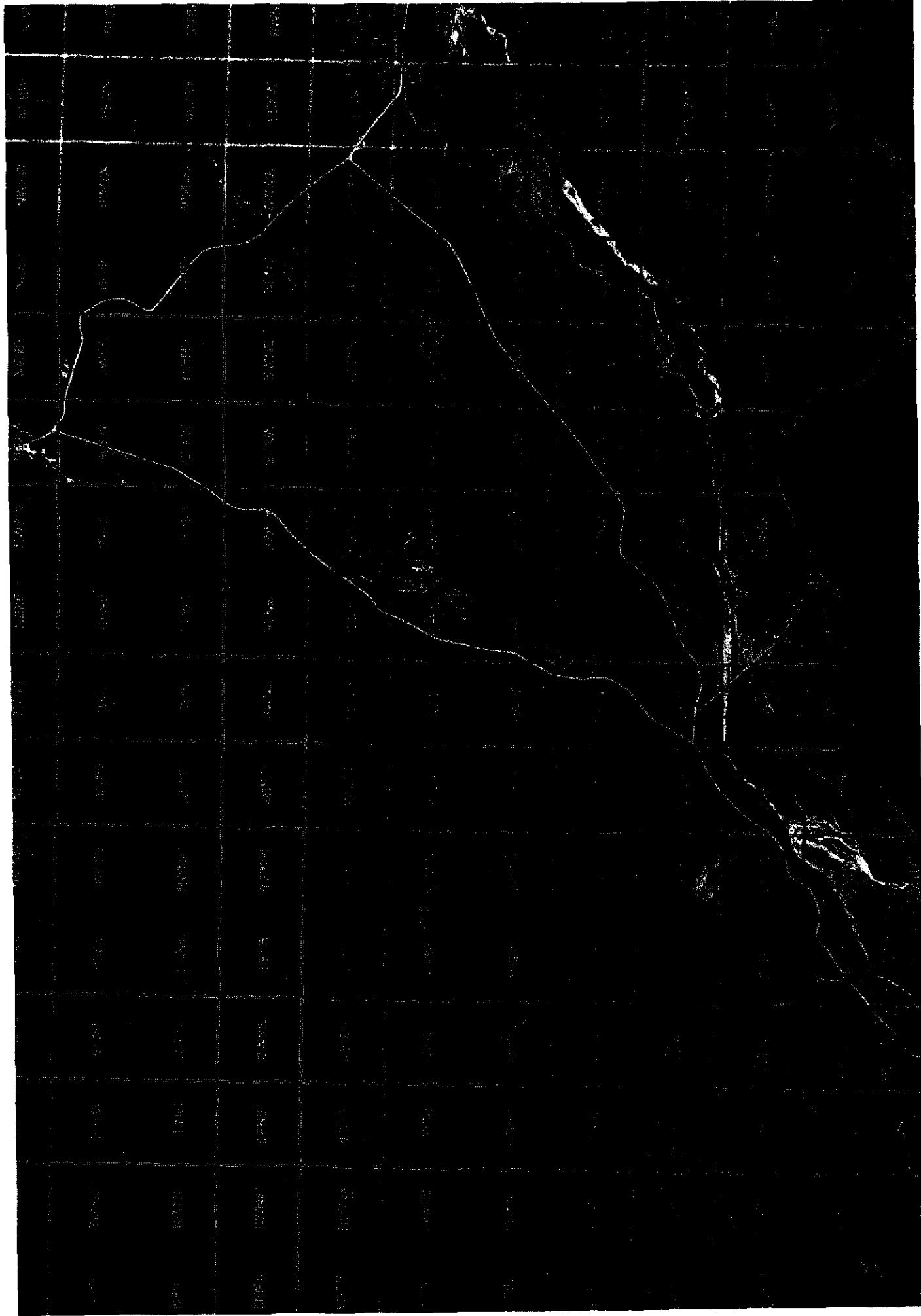


ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 2000 LANDSAT PHOTO.



ARK PROPERTIES CLAIMS 63-2143, 63-2654, 63-2690. 1984 LANDSAT PHOTO.





IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2690

07/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2690	Claim	01N	04E	23	SW	SE		IRRIGATION	10/25	ARK PROPERTIES LLC
2690	Water Right	01N	04E	23	SW	SE		IRRIGATION	10/25	HELEN BECK
29423	Water Right	01N	04E	23	SW	SE		STOCKWATER		SAND SPRINGS RANCH & CO
2690	Claim	01N	04E	23	SE	SE		IRRIGATION	15/25	ARK PROPERTIES LLC
2690	Water Right	01N	04E	23	SE	SE		IRRIGATION	15/25	HELEN BECK
29422	Water Right	01N	04E	23	SE	SE		STOCKWATER		SAND SPRINGS RANCH & CO
29423	Water Right	01N	04E	23	SE	SE		STOCKWATER		SAND SPRINGS RANCH & CO
29428	Water Right	01N	04E	23	SE	SE		STOCKWATER		SAND SPRINGS RANCH & CO
29428	Water Right	01N	04E	23	SE	SE		DOMESTIC		SAND SPRINGS RANCH & CO

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2690**

08/01/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-2690	Claim	01N	04E	23	SE	SE		GROUND WATER	ARK PROPERTIES LLC
63-29428	Claim	01N	04E	23	SE	SE		GROUND WATER	SAND SPRINGS RANCH & CO
63-29422	Claim	01N	04E	23	SE	SE			SAND SPRINGS RANCH & CO
63-2690	Water Right	01N	04E	23	SE	SE		GROUND WATER	HELEN BECK
63-29428	Water Right	01N	04E	23	SE	SE		GROUND WATER	SAND SPRINGS RANCH & CO
63-29422	Water Right	01N	04E	23	SE	SE		SPRING SINKS	SAND SPRINGS RANCH & CO

State of Idaho

License and Certificate of Water Right

Water License No. 20381

Amount .5 c.f.s.

Water District No.

Priority May 4, 1948

THIS IS TO CERTIFY that HELEN BECK
 of Boise, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated April 2, 1948; that Permit No. 20381
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 4.8 second feet, was issued thereunder on April 9, 1953, showing that said works
 were completed on the 3rd day of April, 1953; and that on the 9th
 day of May, 1959,

HELEN BECK

of Boise, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean flow, for the purpose of irrigation & domestic
 use, under Use Permit No. 20381 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 11 of Licenses at page 6665, on the 22 day of June, 1959;
 The right hereby confirmed dates from May 4, 1948;

The Point of Diversion is located

In the SE 1/4 SE 1/4, Sec. 23, Tp. 1 N., R. 4 E., B. M. Elmore County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed .5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	4 E	23	SE 1/4 SE 1/4 SW 1/4 SE 1/4	40 40	15 10
			Total number	of acres to be irrigated:	25

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22nd day of June, 1959.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20381

This proof is for Beneficial Use In Water District No. _____1. Name of applicant Helen Beck2. Source of water supply: Underground well3. Location of point of diversion: Is in the SE 1/4 of Section 23T. 1 N. R. 4 E. B. M. County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same:

2 hp. C.E. Motor "R.F.T. 6795370" h = approx. 10' dcf = unknown.
Fairbanks Morse Turbine Pump
Two ponds excavated with drag line, each approx 60' d. water
depth est. 10' to 15'. Pump sits on top of cap on narrow
neck of land between two ponds.

5. Water is used for: Irrigation and domestic purposes6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, SE 1/4, S 1/4, Sec. 23, T. 1 N., R. 4 E. B. M.

N 1/4, SW 1/4, Sec. 26, T. 1 N., R. 4 E. B. M.

SE 1/4, Sec. 27, T. 1 N., R. 4 E. B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

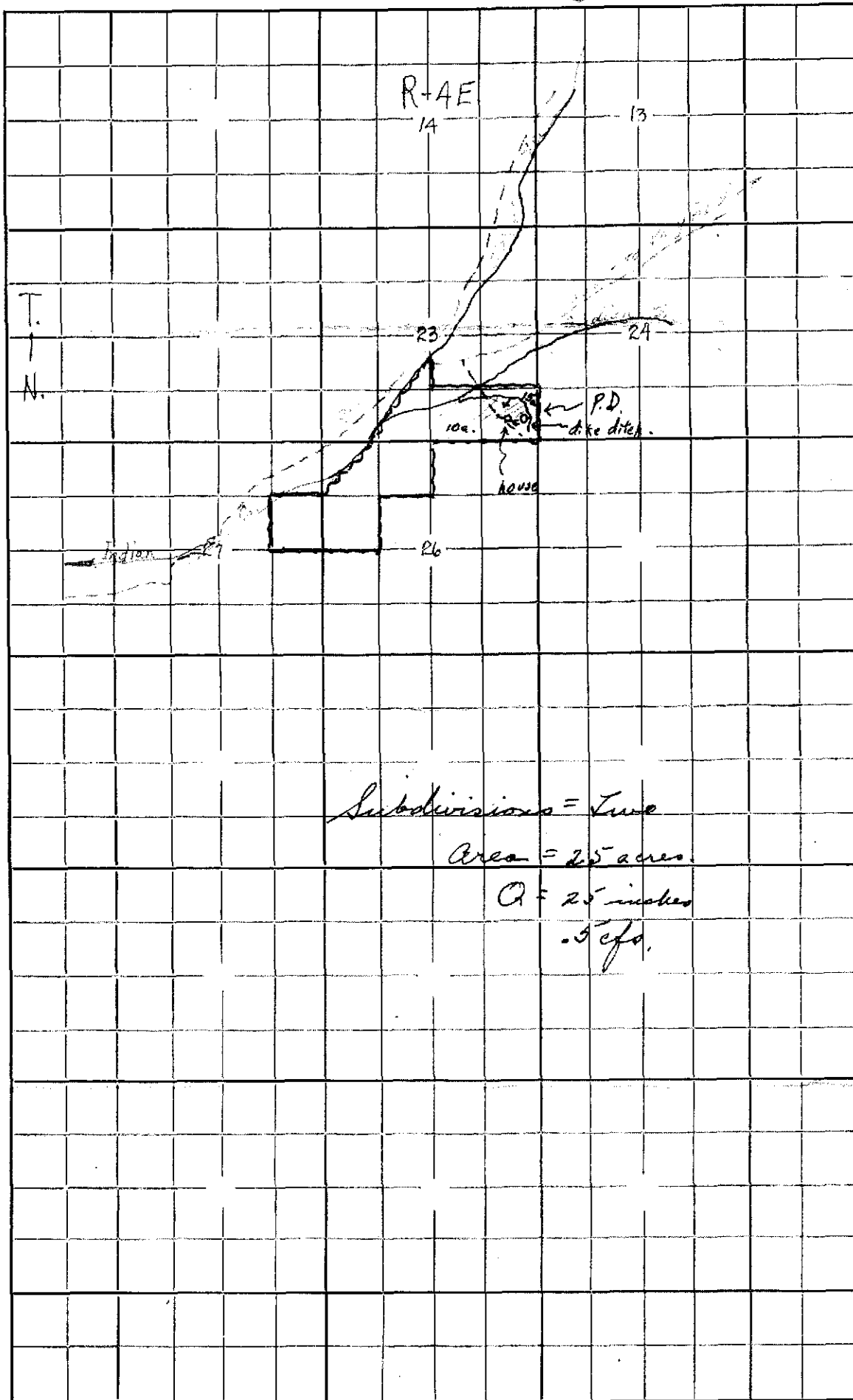
Remarks:

Mrs Helen Beck along on inspection

This award is for more acres than proofs
claim and for slightly more water than
they claim to have seen.
Award is for an inch per acre.

This examination was made on the May 20 day of 1939(Signed) C. N. Humphrey Examiner

20381



Subdivisions = Two

Area = 2.5 acres

Q = 25 inches
 .5 cfs.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

63-2690

APPLICATION No. 28031
PERMIT No. 20381
DISTRICT No.

Assigned to John Beck
Mayfield - Idaho

1. Name of Applicant: JAMES O. BECK

Postoffice address: C/o. Mayfield stage

County: Elmore

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 4.8

cubic feet per second.

Underground well and 2000' perforated Armco steel culvert laid in a drain 24' below surface pumping from sub-surface of Indian Creek, cross-cutting pipe entire creek channel.

3. Source of water supply: /

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 23 , T1 N. , R4 E. , B.M., County of Elmore

5. Water is to be used for Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water:

feet distant from

corner of Section

T. , R. , B.M., in the

of Section

, T. , R. , B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

, T. , R. , B.M., in the

of Section

, T. , R. , B.M.

7. Estimated cost of works: \$3,000.00

8. Kind of works: Well, drain and ditches- electric pump

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom 24"

feet; width at water line 3

feet; depth of water 2

feet;

dimensions of flume:

Diameter of pipe

inches; length of ~~sanitary~~ ditches 1 $\frac{1}{4}$ or 1 $\frac{1}{2}$

miles.

Average grade per mile 5.28

feet.

12. The time required for the completion of such work is Three (3) years.

13. The time required for the complete application of the water to the proposed use is No

additional years

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

15. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

JAMES O. BECK Applicant.

By Helen Beck Agent.

Date of first receipt at Department of Reclamation: 4:30 P. M. April 2, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20381
 Recorded in Book 73 Page 20381 Approved April 7, 1948
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
 Bond in the sum of \$ to be filed on or before
 Work to begin on or before June 7, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before October 7, 1949
 The whole of said work to be completed on or before April 7, 1951
 Beneficial use of water appropriated in accordance herewith, to be made on or before April 7, 1951

WITNESS My hand this 7th day of April, 1948

MARK R. KULP
 State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINSON, Governor of the State of Idaho, and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th day of April, 1948.

STATE OF IDAHO

Countersigned:
 (SEAL) By J. D. "CY" PRICE Secretary of State.
 By C. A. ROBINSON Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1 N.	4 E.	23					x	x	x		x		x			x	x		80
		25																	120
		27				x													40
Total Number of Acres to be Irrigated -																			240
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to appropriate the Public Waters of the State of Idaho, No. 20381 to April 7, 1953.																			
Witness my hand this 5th day of April, 1951.																			
																			MARK R. KULP State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JAMES O. BECK of Mayfield, County of Elmore, and State of Idaho, the holder of Permit No. 20381, issued upon Application No. 28031 bearing date of priority of April 2, 1948, authorizing the diversion of 4.8 second feet of the waters of a well (subterranean flow) County of Elmore, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.8 second feet of the waters of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, Township 1 North, Range 4 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 23; N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27; All in Township 1 North, Range 4 East, B.M.

Witness my hand this 9th day of April, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made April 3, 1953.
Certificate of completion of works issued April 9, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 20381 to April 7, 1955.

Witness my hand this 9th day of April, 1953.

MARK R. KULP
State Reclamation Engineer

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 20381, to April 7, 1957.

Witness my hand this 24th day of March, 1955.

MARK R. KULP
State Reclamation Engineer

(SEE -- DECREE OF SETTLEMENT OF FINAL ACCOUNT AND OF DISTRIBUTION -- in jacket file No. 20381)

ASSIGNMENT

Pursuant to Decree of Settlement of Final Account of Distribution, of the Probate Court of the County of Elmore, State of Idaho, dated the 8th day of January, 1957, in the matter of the Estate of James O. Beck, deceased, I, Martin Olsen, Jr., Administrator with the Will annexed of said Estate, do hereby assign all right, title and interest of said Estate in and to Permit to appropriate the Public Waters of the State of Idaho, No. 20381, to Helen Beck of Mayfield, Elmore County, Idaho, surviving widow of the said James O. Beck, deceased.

/s/ Martin Olsen, Jr.
Administrator with the Will
annexed - of the Estate of
James O. Beck, deceased

STATE OF IDAHO) ss.
County of Ada)

On this 9th day of January, 1957, before me, Ferne Witt, a notary public, in and for said state, personally appeared Martin Olsen, Jr., known to me to be the person whose name is subscribed to the written instrument as Administrator with the Will annexed of the Estate of James O. Beck, deceased, and acknowledged to me that he executed the same as such Administrator with the Will annexed of the Estate of James O. Beck, deceased.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year herein first above written.

/s/ Ferne Witt
Notary Public for Idaho,
Residing at Boise, Idaho.

Recorded in the Department of Reclamation
March 28, 1957.

APPROVAL OF STATE RECLAMATION ENGINEER

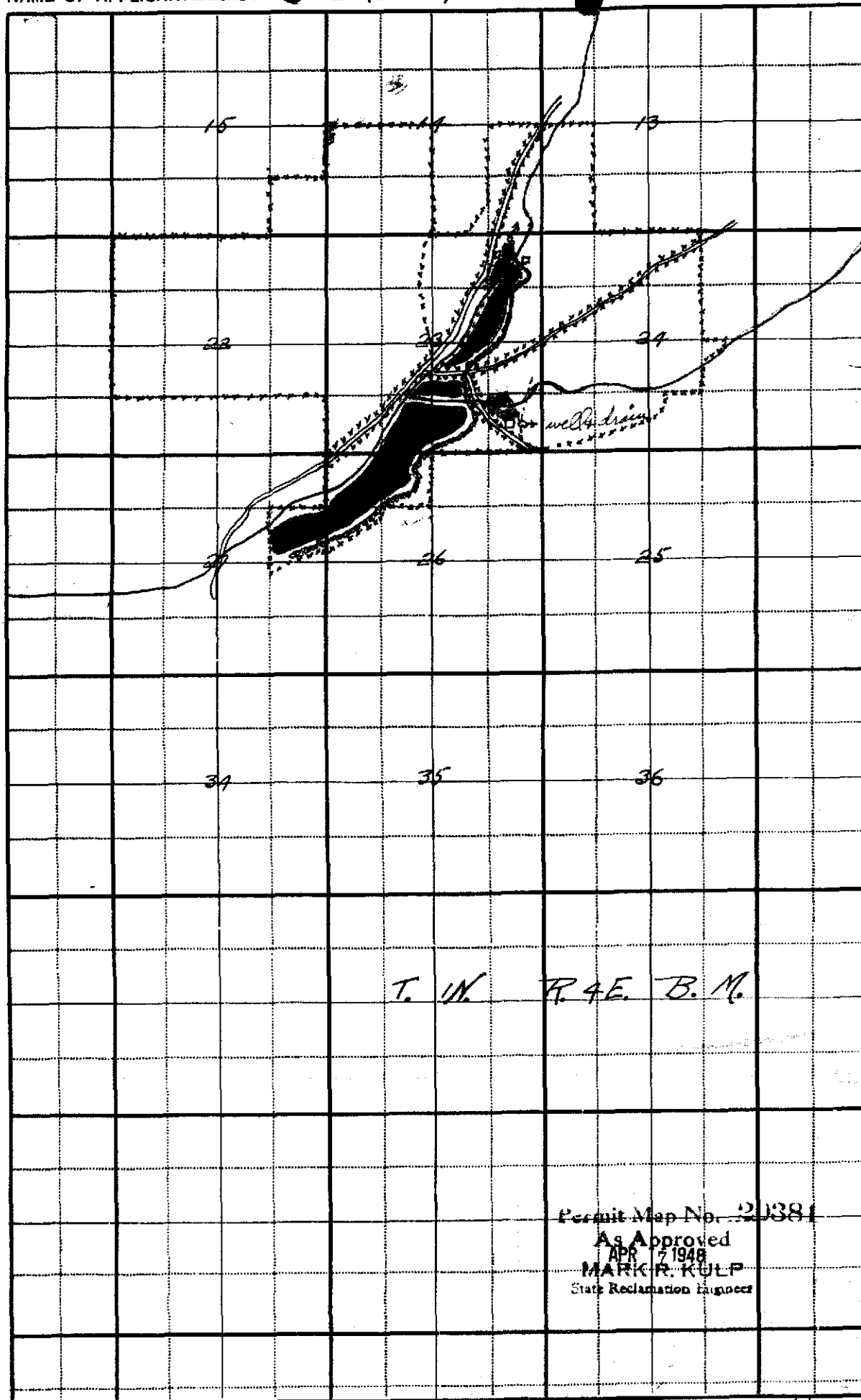
I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 20381, to April 7, 1959.

Witness my hand this 8th day of April, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer

NAME OF APPLICANT *Jam O. Beck*

FORM No. 0



T. IN R. & E. B. M.

Permit Map No. 20381
As Approved
APR 7 1948
MARK R. KULP
State Reclamation Engineer